

Posted: July 9, 2013
4:00 PM
Octavia Woodard

BEFORE THE PUBLIC SERVICE COMMISSION

AGENDA

July 16, 2013

THIS MEETING WILL NOT BE CONDUCTED BY VIDEOCONFERENCE.

I. Call Meeting to Order - **1:00 PM**, Dover

II. **Reading of the Meeting Minutes**

III. **CONSENT AGENDA:**

1. IN THE MATTER OF THE REVISION OF THE TERRITORY MAPS TO RECOGNIZE THE ANNEXATION OF ONE PARCEL OF LAND INTO THE BOUNDARIES OF THE ELECTRIC SERVICE TERRITORY OF THE TOWN OF SMYRNA, NEW CASTLE COUNTY, DELAWARE (FILED JUNE 12, 2009) - PSC DOCKET NO. 09-251
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Commission to consider Staff Memorandum and proposed Order No. 8416 that will approve the revision of the official electric service territory maps to reflect the annexation of one parcel of land into the electric service territory of the Town of Smyrna.

2. IN THE MATTER OF THE REVISION OF THE TERRITORY MAPS TO RECOGNIZE THE ANNEXATION OF ONE PARCEL OF LAND INTO THE BOUNDARIES OF THE ELECTRIC SERVICE TERRITORY OF THE CITY OF SEAFORD, SUSSEX COUNTY, DELAWARE (FILED MARCH 18, 2011) - PSC DOCKET NO. 11-165
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Commission to consider Staff Memorandum and proposed Order No. 8417 that will approve the revision of the official electric service territory maps to reflect the annexation of one parcel of land into the electric service territory of the City of Seaford.

3. IN THE MATTER OF THE REVISION OF THE TERRITORY MAPS TO RECOGNIZE THE ANNEXATION OF ONE PARCEL OF LAND INTO THE BOUNDARIES OF THE ELECTRIC SERVICE TERRITORY OF THE CITY OF SEAFORD, SUSSEX COUNTY, DELAWARE (FILED APRIL 11, 2011) - PSC DOCKET NO. 11-212
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Commission to consider Staff Memorandum and proposed Order No. 8418 that will approve the revision of the official

electric service territory maps to reflect the annexation of one parcel of land into the electric service territory of the City of Seaford.

4. IN THE MATTER OF THE REVISION OF THE TERRITORY MAPS TO RECOGNIZE THE ANNEXATION OF ONE PARCEL OF LAND INTO THE BOUNDARIES OF THE ELECTRIC SERVICE TERRITORY OF THE CITY OF NEW CASTLE, NEW CASTLE COUNTY, DELAWARE (FILED JULY 25, 2012) - PSC DOCKET NO. 12-369
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Commission to consider Staff Memorandum and proposed Order No. 8419 that will approve the revision of the official electric service territory maps to reflect the annexation of one parcel of land into the electric service territory of the City of New Castle.

5. IN THE MATTER OF THE APPLICATION OF DELMARVA POWER & LIGHT COMPANY FOR APPROVAL OF QUALIFIED FUEL CELL PROVIDER PROJECT TARIFF (FILED JUNE 27, 2013) - PSC DOCKET NO. 13-76-06
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Commission to consider Staff Memorandum (with attachment) and proposed Order No. 8415 (with Exhibit) granting Delmarva Power & Light Company authorization to implement the tariff for the Qualified Fuel Cell Provider-Renewable Capable Power Production.

6. IN THE MATTER OF THE APPLICATION OF CINEMARK USA, INC. FOR AUTHORITY TO ABANDON INTRASTATE INTEREXCHANGE PAYPHONE SERVICES WITHIN THE STATE OF DELAWARE (FILED MARCH 14, 2013 AND AMENDED ON JUNE 24, 2013) - PSC DOCKET NO. 13-107
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Commission to consider Staff Memorandum and proposed Order No. 8409 that will approve Cinemark USA, Inc.'s request to abandon intrastate interexchange payphone services within the State of Delaware.

7. IN THE MATTER OF THE APPLICATION OF BIRCH COMMUNICATIONS OF THE NORTHEAST, INC. D/B/A BIRCH COMMUNICATIONS FOR THE APPROVAL TO PARTICIPATE IN FINANCING ARRANGEMENTS (FILED MAY 31, 2013 AND AMENDED ON JUNE 20, 2013) - PSC DOCKET NO. 13-218
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Commission to consider Staff Memorandum recommending that the Commission take no action on the application and thereby allow the application to be deemed approved in accordance with 26 Del. C. §215(d).

8. IN THE MATTER OF THE APPLICATION OF COMMERCIAL & INDUSTRIAL ENERGY SOLUTIONS, LLC FOR A CERTIFICATION TO PROVIDE ELECTRIC SUPPLY SERVICES WITHIN THE STATE OF DELAWARE (FILED JUNE 10, 2013) - PSC DOCKET NO. 13-233
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Commission to consider Staff Memorandum and proposed Order No. 8413 granting a waiver of Section 2.1.1.8.4 (a toll-free telephone number of a customer service department) of the Commission's Rules for Certification and Regulation of Electric Suppliers and certifying Commercial & Industrial Energy Solutions, LLC as an Electric Supplier within the State of Delaware.

9. IN THE MATTER OF THE JOINT APPLICATION OF LIGHTYEAR NETWORK SOLUTIONS, LLC AND BIRCH COMMUNICATIONS OF THE NORTHEAST, INC. D/B/A BIRCH COMMUNICATIONS FOR THE APPROVAL OF A TRANSFER OF ASSETS AND CUSTOMERS OF LIGHTYEAR NETWORK SOLUTIONS, LLC TO BIRCH COMMUNICATIONS OF THE NORTHEAST, INC. D/B/A BIRCH COMMUNICATIONS (FILED JUNE 20, 2013) - PSC DOCKET NO. 13-247
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Commission to consider Staff Memorandum recommending that the Commission take no action on the application and thereby allow the application to be deemed approved in accordance with 26 Del. C. §215(d).

IV. REGULAR AGENDA ITEMS:

1. IN THE MATTER OF THE TARIFF FILING BY VERIZON DELAWARE LLC FOR ITS ANNUAL APPLICATION OF THE PRICE CAP FORMULA IN ACCORDANCE WITH SECTION 707 (B) OF THE TELECOMMUNICATIONS TECHNOLOGY INVESTMENT ACT (FILED APRIL 3, 2013) - PSC DOCKET NO. 13-004
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Commission to consider proposed Order No. 8412 that will approve a Tariff Filing by Verizon Delaware LLC for its Annual Application of the Price Cap Formula in Accordance with Section 707 (B) of the Telecommunications Technology Investment Act.

2. IN THE MATTER OF THE JOINT APPLICATION OF CAVALIER TELEPHONE MID-ATLANTIC, LLC, INTELLIFIBER NETWORKS, INC., MCLEODUSA TELECOMMUNICATIONS SERVICES, LLC, PAETEC COMMUNICATIONS, INC., TALK AMERICA, INC., US LEC OF PENNSYLVANIA, LLC, WINDSTREAM COMMUNICATIONS, INC., WINDSTREAM KDL, INC., AND WINDSTREAM CORPORATION FOR APPROVAL OF A TRANSACTION THAT WOULD RESULT IN THE TRANSFER OF CONTROL TO WINDSTREAM HOLDINGS, INC. (FILED MAY 10, 2013 AND AMENDED JUNE 5, 2013) - PSC DOCKET NO. 13-192
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Commission to consider a Staff Memorandum and proposed Order No. 8420 to allow the joint application of Cavalier Telephone Mid-Atlantic, LLC, Intellifiber Networks, Inc., McLeodUSA Telecommunications Services, LLC, PaeTEC Communications,

Inc., Talk America, Inc., US LEC of Pennsylvania, LLC, Windstream Communications, Inc., Windstream KDL, Inc., and Windstream Corporation for approval for a transaction that results in the transfer of control to Windstream Holdings, Inc.

3. IN THE MATTER OF THE APPLICATION OF CHESAPEAKE UTILITIES CORPORATION FOR APPROVAL OF THE ISSUANCE OF LONG-TERM DEBT (FILED JUNE 17, 2013) - PSC DOCKET NO. 13-242

Commission to consider Staff Memorandum and proposed Order No. 8414 approving Chesapeake Utilities Corporation's request to issue Long-Term Debt.

V. HEARING SCHEDULE:

VI. DIRECTOR'S COMMENTS:

N O T I C E

Pursuant to 29 Del. C. §10004(e) (2), this Agenda may be changed to include additional items including executive sessions or to delete items that arise at the time of the Commission meeting. During the Meeting, an executive session closed to the public may be called for certain purposes, including, but not limited to, strategy sessions to discuss pending or potential litigation, discussions of confidential documents, and certain personnel matters. Items marked with an "***" were added following the initial posting of the Agenda. An explanation for their addition to the Agenda is included following the description of the particular item.

Interested persons should contact the Commission at 1-800-282-8574 (within Delaware) for information or questions about the Agenda. The Agenda may also be viewed, after posting, at the Commission's Internet website found at depsec.delaware.gov.